

1307
INSTRUMENT PREPARED BY
VIRGINIA GAS AND OIL BOARD

ORDER RECORDED UNDER CODE
OF VIRGINIA SECTION 45.1-361.26

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

SUPPLEMENTAL ORDER REGARDING

DOCKET NO. VGOB 07/05/15-1935

ELECTIONS, UNIT: VC-536589

(hereinafter "Subject Drilling Unit")

TAX MAP IDENTIFICATION NUMBERS:

TAX MAP IDENTIFICATION NUMBERS FOR ALL PARCELS
AFFECTED BY THIS ORDER ARE SHOWN ON EXHIBIT (S) _
B WHICH IS/ARE ATTACHED TO AND A PART OF THIS
ORDER.

REPORT OF BOARD

FINDINGS AND ORDER

1. This Supplemental Order is entered by the Board sua sponte in the form authorized by the Board at its hearing held at 9:00 a.m. on October 20, 1992, Board of Supervisors Room, Courthouse, Grundy, Virginia, and pursuant to authority granted to the Board's Chairman at the hearing of the Virginia Gas and Oil Board on June 16, 1992, at 9:00 a.m. at the Rhododendron Restaurant at the Breaks Interstate Park, Breaks, Virginia; and this Supplemental Order is being recorded for the purpose of (1) complying with the requirement of the Virginia Gas and Oil Board Regulations, 4 VAC 25-160.70C by supplementing the Order previously issued by the Board for subject Docket on March 20, 2008, and recorded in Deed Book 451, Page 625 in the Office of the Clerk of Circuit Court, Dickenson County, Virginia on April 25, 2008, (herein "Board Order") to complete the record regarding elections. The Board Order pooled all interest in Subject Drilling Unit including those of the Respondents more particularly set forth and identified by the Designated Operator in the affidavits attached hereto and made a part hereof. The Board finds it has jurisdiction over the subject matter pursuant to the provisions of the Virginia Gas and Oil Act, § 45.1-361.1 et seq., Virginia Code, 1950 as amended.
2. Findings: The Board finds that:
 - (a) The Board Order directed Equitable Production Company, (herein the Designated Operator"), to mail copies of the Board Order to all respondents whose interest, if any, were pooled by said Board Order;
 - (b) The designated operator filed its affidavit of mailing dated May 27, 2008, disclosing that it had mailed a correct copy of the Board's Order to all Respondents whose interest, if any, were pooled by said Board Order;

- (c) The Board Order required each Respondent whose interest, if any, were pooled by the terms of said Board Order to make his or her election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the Designated Operator has filed its affidavit dated February 4, 2009, in accordance with § 7.C of the Virginia Gas and Oil Board Regulations and 4 VAC 25-160.70C (herein "Affidavit of Election"), wherein it has, for each Respondent whose interest, if any, were pooled by said Board Order, stated: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of the election made, if any; (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interest, estates and claims in Subject Drilling Unit to the Designated Operator;
 - (d) The Board Order further required the Designated Operator, after expiration of the election period, to file with the Board a statement of the interests subject to escrow under the terms and provisions of the Board Order, in light of the elections made or deemed to have been made (herein "Statement of Interests"); that the Designated Operator furnished said Statement of Interests as part of its Affidavit of Election. A copy of which is attached hereto as Exhibit B;
 - (e) Current Board standards requiring the escrow of funds and the Board's agreement with its Escrow Agent, Wachovia Bank, N.A., VA7515, P.O. Box 14061, Roanoke, VA 24038, (540) 563-7764, Attn: Judy Barger, or any successor named by the Board, require the entry of a Supplemental Order establishing of record the elections made or deemed to have been made and specifying the sums or percentage thereof subject to escrow. Current Board escrow standards were made applicable to Subject Drilling Unit by a Board Order dated December 23, 1992.
3. Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2 above and the annexed Affidavits, any funds subject to escrow and instructs the Escrow Agent, Wachovia Bank, N.A., VA7515, P.O. Box 14061, Roanoke, VA 24038, (540) 563-7764, Attn: Judy Barger, or any successor named by the Board to establish interest-bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in said affidavits to receive such funds and account to the Board therefore.
4. Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each person whose interest or claim is subject to escrow and whose address is known.
5. Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.
6. Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 14th day of May, 2009 by a majority
of the Virginia Gas and Oil Board.

Bradley C. Lambert
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 14th day of May, 2009 by Order
of this Board.

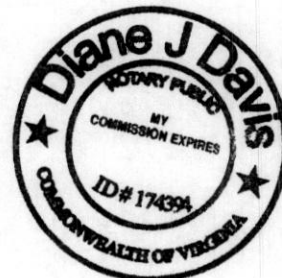
David Asbury
David Asbury
Principal Executive to the Staff
Virginia Gas and Oil Board

STATE OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 14th day of May, 2009,
personally before me a notary public in and for the Commonwealth of
Virginia, appeared Bradley C. Lambert, being duly sworn did depose and
say that he is Chairman of the Virginia Gas and Oil Board, and David
Asbury, being duly sworn did depose and say that he is Principal
Executive to the Staff of the Virginia Gas and Oil Board, that they
executed the same and was authorized to do so.

Diane Davis
Diane Davis, Notary
174394

My commission expires: September 30, 2009



VIRGINIA:***BEFORE THE VIRGINIA GAS AND OIL BOARD***

IN RE: Application of Equitable Production Company, for Forced Pooling of Interests in Unit Number VC-536589 VGOB Docket No. VGOB-07/05/15-1935 in the Ervinton Magisterial District of Dickenson County, Virginia.

AFFIDAVIT OF WILHOIT & KAISER, Attorneys-at-Law, Agents for the Designated Operator REGARDING ELECTIONS, ESCROW ACCOUNTS AND SUPPLEMENTAL ORDER

James E. Kaiser (herein Affiant), being first duly sworn on oath, deposes and says:

1. That the Affiant is an attorney in the law firm of WILHOIT & KAISER, the Agent for the Designated Operator, with offices located at 220 Broad Street, Kingsport, Tennessee 37660, and is authorized to give this Affidavit in its behalf;
2. That the Order entered on March 20, 2008, by the Virginia Gas and Oil Board regarding the captioned coalbed methane Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by said Order;
3. That within seven (7) days of the receipt of an executed copy of the Order referred to at Paragraph 2. above, the Affiant was directed to cause a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who are added as Respondents at the hearing held in the captioned matter;
4. That the Order of the Virginia Gas and Oil Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date said Order was received in the county above named; that said Order was recorded on April 25, 2008.
5. That the Designated Operator, by and through their agent, Wilhoit & Kaiser, Attorneys-at-Law, have established procedures to review all mail received and all written documents received by means other than by mail to ascertain whether parties whose interest have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to Subject Unit; that the following persons delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day election periods:

NONE

6. That the interest and/or claims of the following persons (who made timely elections, or who are deemed under the terms of the Board's Order to have leased, or who, subsequent to the pooling hearing held in the captioned matter, have leased or otherwise entered into an agreement with the Designated Operator) are subject to escrow as either unknown claimants or conflicting claimants under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia; that opposite the name of each person named as a Respondent listed below is set forth:

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
4	Angela Barton Hastings 2234 Boston Ave. New Boston, TX 75570 TAX I.D. # 3150	Leased 243087.02	0.00073588
	Jerry Chester Barton & Judy Barton, H/W 415 Woodland Dr. Nitro, WV 25143	Leased 243087.03	0.00060208
	Michael Wayne Barton & Karen F. Barton 4689 Plank Road Dillwyn, VA 23936	Unleased	0.00036794
	Kevin Dale Barton & Faye G. Barton 3575 Huguenot Trail Powhatan, VA 23139	Unleased	0.00036794
	Lowell C. Barton Unknown/Unlocatable	Unleased	0.00073588
OR			
5	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-174	0.00280972
	Neil C. Tiller & Martha R. Tiller, H/W 177 Meadow Lark LN Lebanon, VA 24266	Leased 245755.01	0.00041750
	Travis B. Tiller P.O. Box 59 Coeburn, VA 24230	Leased 245755.02	0.00041750

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
5	Daisy Tiller, widow 1705 Blountville Blvd. Apple Villa Apt. E-10 Blountville, TN 37645	Leased 245755.03	0.00041750
	Karen T. Taylor & Don E. Taylor, W/H 653 Redwood St. Mt. Carmel, TN 37645	Leased 245755.04	0.00041750
	Virgil Jack Presley & Kathleen Presley HC 4 Box 93 Davenport, VA 24239	Leased	0.00010438
	Julia Jacquelyn Presley HC 4 Box 93 Davenport, VA 24239	Leased	0.00010438
	Virgie Dean Presley 1387 Hartwig Drive Troy, MI 48085	Leased	0.00010438
	Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	Unleased	0.00010438
OR			
	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-172	0.00208750
7	Charlton Tiller ✓ 250 Melrose St. Abingdon, VA 24210	Leased 906911	0.00132292
	Chad Barton & Patsy Barton, H/W P.O. Box T Haysi, VA 24256	Unleased	0.00026458
	Peggy Barton P.O. Box 175 Bee, VA 24217	Unleased	0.00013229

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
7	Steve R. Barton P.O. Box 234 Haysi, VA 24256	Unleased	0.00002646
	Chandra Cheryl Bostic & Kenny Bostic, W/H HC 4 Box 278 Bee, VA 24217	Unleased	0.00002646
	Ricky Lane Barton & Pam Agnus Barton. H/W Box 242 Mack's Hollow Haysi, VA 24256	Unleased	0.00002646
	Lance M. Barton P.O. Box 175 Bee, VA 24217	Unleased	0.00002646
	Terry Lorenzen Barton & Barbara Gayle Barton, H/W P.O. Box 499 Haysi, VA 24256	Unleased	0.00002646
	Louise B. Compton & James I. Compton, W/H 118 Graham Robinson Rd. Max Meadows, VA 24360	Unleased	0.00026458
	Pamela Barton 7544 Finney Rd. Honaker, VA 24260	Leased 906911	0.00026458
	Mickey W. Barton & Becky Barton, H/W HC 4 Box 273 Bee, VA 24217-9603	Unleased	0.00013229
	Wrenda Joetta Barton P.O. Box 444 Davenport, VA 24239	Unleased	0.00013229
	Graham Kennedy Tiller & Betty Tiller, H/W 4601 Riderwood Way Chester, VA 23831	Leased 906911	0.00132292

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
7	Halbert Ashworth & Peggy Ashworth, H/W 23 Rose Hill Drive Bluffton, SC 29910	Leased 906911	0.00066146
	Lena Mullins 800 Regency Drive Johnson City, TN 37604	Leased 906911	0.00016536
	Catherine Mullins 4505 Woodbury Drive Raleigh, NC 27612	Leased 906911	0.00016536
	Juanita Mullins Box 760 Erwin, TN 37650-2119	Unleased	0.00016536
	Kelver Mullins & Mattie Mullins, H/W 904 Millercrest Dr. Johnson City, TN 37604-4315	Leased 906911	0.00016536
	Bert Clifford Mullins & Marjorie Mullins, H/W 26182 Beech Hideaway Abingdon, VA 24211	Leased 906911	0.00016536
	Geraldine Counts & Lee Counts, W/H 204 Heather Drive Jonesborough, TN 37659	Leased 906911	0.00016536
	Anna Lee Stacker & Joe Stacker, W/H 1109 Haverhill Drive Brentwood, TN 37027	Leased 906911	0.00016536
	Gail Aveline Bristow & Bill Bristow, W/H 7324 Lawford Rd. Knoxville, TN 37919-8175	Leased 906911	0.00016536
	Travis B. Tiller Box 59 Coeburn, VA 24230	Leased 906911	0.00026458

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
7	Karen T. Taylor & Don E. Taylor, W/H 653 Redwood St. Mount Carmel, TN 37645	Leased 906911	0.00026458
	Neil C. Tiller & Martha R. Tiller, H/W 177 Meadow Lark Lane Lebanon, VA 24266	Leased 906911	0.00026458
	Daisy Buchanan Tiller 1705 Blountville Blvd. Apt. E-10 Blountville, TN 37617	Unleased	0.00008819
	Donna Tiller Sizemore & Roger Sizemore, W/H 24107 Watauga Rd. Abingdon, VA 24211	Unleased	0.00008819
	Michael Tiller 10033 Buffalo Grove Road Fort Worth, TX 76108	Leased 906911	0.00008819
	Virgil Jack Presley and Kathleen Presley HC 4 Box 93 Davenport, VA 24239	Leased 906911	0.00006615
	Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	Unleased	0.00006615
	Julia Jacquelyn Presley HC 4 Box 93 Davenport, VA 24239	Leased 906911	0.00006615
	Virgie Dean Presley 1387 Hartwig Dr. Troy, MI 48085	Leased 906911	0.00006615
OR	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 244972/TC244	0.00661458

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
8	Charlton Tiller 250 Melrose St. Abingdon, VA 24210	Leased 906911	0.00001458
	Chad Barton & Patsy Barton, H/W P.O. Box T Haysi, VA 24256	Unleased	0.00000292
	Peggy Barton P.O. Box 175 Bee, VA 24217	Unleased	0.00000146
	Steve R. Barton P.O. Box 234 Haysi, VA 24256	Unleased	0.00000029
	Chandra Cheryl Bostic & Kenny Bostic, W/H HC 4 Box 278 Bee, VA 24217	Unleased	0.00000029
	Ricky Lane Barton & Pam Agnus Barton, H/W Box 242 Mack's Hollow Haysi, VA 24256	Unleased	0.00000029
	Lance M. Barton P.O. Box 175 Bee, VA 24217	Unleased	0.00000029
	Terry Lorenzen Barton & Barbara Gayle Barton, H/W P.O. Box 499 Haysi, VA 24256	Unleased	0.00000029
	Louise B. Compton & James I. Compton, W/H 118 Graham Robinson Rd. Max Meadows, VA 24360	Unleased	0.00000292
	Pamela Barton 7544 Finney Rd. Honaker, VA 24260	Leased 906911	0.00000292
	Mickey W. Barton & Becky Barton, H/W HC 4 Box 273 Bee, VA 24217-9603	Unleased	0.00000146

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
8	Wrenda Joetta Barton P.O. Box 444 Davenport, VA 24239	Unleased	0.00000146
	Graham Kennedy Tiller & Betty Tiller, H/W 4601 Riderwood Way Chester, VA 23831	Leased 906911	0.00001458
	Halbert Ashworth & Peggy Ashworth, H/W 23 Rose Hill Drive Bluffton, SC 29910	Leased 906911	0.00000729
	Lena Mullins 800 Regency Drive Johnson City, TN 37604	Leased 906911	0.00000182
	Catherine Mullins 4505 Woodbury Drive Raleigh, NC 27612	Leased 906911	0.00000182
	Juanita Mullins Box 760 Erwin, TN 37650-2119	Unleased	0.00000182
	Kelver Mullins & Mattie Mullins, H/W 904 Millercrest Dr. Johnson City, TN 37604-4315	Leased 906911	0.00000182
	Bert Clifford Mullins & Marjorie Mullins, H/W 26182 Beech Hideaway Abingdon, VA 24211	Leased 906911	0.00000182
	Geraldine Counts & Lee Counts, W/H 204 Heather Drive Jonesborough, TN 37659	Leased 906911	0.00000182
	Anna Lee Stacker & Joe Stacker, W/H 1109 Haverhill Drive Brentwood, TN 37027	Leased 906911	0.00000182

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
8	Gail Aveline Bristow & Bill Bristow, W/H 7324 Lawford Rd. Knoxville, TN 37919-8175	Leased 906911	0.00000182
	Travis B. Tiller Box 59 Coeburn, VA 24230	Leased 906911	0.00000292
	Karen T. Taylor & Don E. Taylor, W/H 653 Redwood St. Mount Carmel, TN 37645	Leased 906911	0.00000292
	Neil C. Tiller & Martha R. Tiller, H/W 177 Meadow Lark Lane Lebanon, VA 24266	Leased 906911	0.00000292
	Daisy Buchanan Tiller 1705 Blountville Blvd. Apt. E-10 Blountville, TN 37617	Unleased	0.00000097
	Donna Tiller Sizemore & Roger Sizemore, W/H 24107 Watauga Rd. Abingdon, VA 24211	Unleased	0.00000097
	Michael Tiller 10033 Buffalo Grove Road Fort Worth, TX 76108	Leased 906911	0.00000097
	Virgil Jack Presley and Kathleen Presley HC 4 Box 93 Davenport, VA 24239	Leased 906911	0.00000073
	Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	Unleased	0.00000073
	Julia Jacquelyn Presley HC 4 Box 93 Davenport, VA 24239	Leased 906911	0.00000073
	Virgie Dean Presley 1387 Hartwig Dr. Troy, MI 48085	Leased 906911	0.00000073

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
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OR

8	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-167	0.00007292
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7. That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator with regard to their interest and/or claims.

<u>Tract</u>	<u>Lessor</u>
7	Don Ashworth & Cindy Ashworth, H/W 852 Vandalia Rd. Morgantown, WV 26501
8	Don Ashworth & Cindy Ashworth, H/W 852 Vandalia Rd. Morgantown, WV 26501

8. That the following persons have not made a timely election and have failed to enter into an agreement with the Designated Operator and their respective interests shall be deemed to have leased pursuant to and in accordance with paragraph 10 of the Order.

<u>TRACT</u>	<u>LESSOR</u>	<u>CASH CONSIDERATION</u>
4	Michael Wayne Barton & Karen F. Barton 4689 Plank Road Dillwyn, VA 23936	0.1730 x \$5.00 \$0.87
	Kevin Dale Barton & Faye G. Barton 3575 Huguenot Trail Powhatan, VA 23139	0.1730 x \$5.00 \$0.87
	Lowell C. Barton Unknown/Unlocatable	0.3461 x \$5.00 \$1.73
5	Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	0.0490 x \$5.00 \$0.25

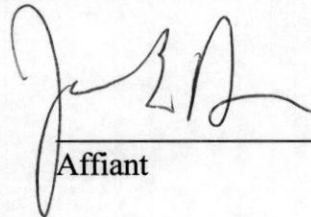
<u>TRACT</u>	<u>LESSOR</u>	<u>CASH CONSIDERATION</u>
7	Chad Barton & Patsy Barton, H/W P.O. Box T Haysi, VA 24256	0.1243 x \$5.00 \$0.62
	Peggy Barton P.O. Box 175 Bee, VA 24217	0.0622 x \$5.00 \$0.31
	Steve R. Barton P.O. Box 234 Haysi, VA 24256	0.0124 x \$5.00 \$0.06
	Chandra Cheryl Bostic & Kenny Bostic, W/H HC 4 Box 278 Bee, VA 24217	0.0124 x \$5.00 \$0.06
	Ricky Lane Barton & Pam Agnus Barton, H/W Box 242 Mack's Hollow Haysi, VA 24256	0.0124 x \$5.00 \$0.06
	Lance M. Barton P.O. Box 175 Bee, VA 24217	0.0124 x \$5.00 \$0.06
	Terry Lorenzen Barton & Barbara Gayle Barton, H/W P.O. Box 499 Haysi, VA 24256	0.0124 x \$5.00 \$0.06
	Louise B. Compton & James I. Compton, W/H 118 Graham Robinson Rd. Max Meadows, VA 24360	0.1243 x \$5.00 \$0.62
	Mickey W. Barton & Becky Barton, H/W HC 4 Box 273 Bee, VA 24217-9603	0.0622 x \$5.00 \$0.31
	Wrenda Joetta Barton P.O. Box 444 Davenport, VA 24239	0.0622 x \$5.00 \$0.31
	Juanita Mullins Box 760 Erwin, TN 37650-2119	0.0777 x \$5.00 \$0.39
	Daisy Buchanan Tiller 1705 Blountville Blvd. Apt. E-10 Blountville, TN 37617	0.0414 x \$5.00 \$0.21

<u>TRACT</u>	<u>LESSOR</u>	<u>CASH CONSIDERATION</u>
7	Donna Tiller Sizemore & Roger Sizemore, W/H 24107 Watauga Rd. Abingdon, VA 24211	0.0414 x \$5.00 \$0.21
	Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	0.0311 x \$5.00 \$0.16
8	Chad Barton & Patsy Barton, H/W P.O. Box T Haysi, VA 24256	0.0013 x \$5.00 \$0.01
8	Peggy Barton P.O. Box 175 Bee, VA 24217	0.0007 x \$5.00 \$0.00
8	Steve R. Barton P.O. Box 234 Haysi, VA 24256	0.0001 x \$5.00 \$0.00
8	Chandra Cheryl Bostic & Kenny Bostic, W/H HC 4 Box 278 Bee, VA 24217	0.0001 x \$5.00 \$0.00
8	Ricky Lane Barton & Pam Agnus Barton, H/W Box 242 Mack's Hollow Haysi, VA 24256	0.0001 x \$5.00 \$0.00
8	Lance M. Barton P.O. Box 175 Bee, VA 24217	0.0001 x \$5.00 \$0.00
8	Terry Lorenzen Barton & Barbara Gayle Barton, H/W P.O. Box 499 Haysi, VA 24256	0.0001 x \$5.00 \$0.00
8	Louise B. Compton & James I. Compton, W/H 118 Graham Robinson Rd. Max Meadows, VA 24360	0.0013 x \$5.00 \$0.01
8	Mickey W. Barton & Becky Barton, H/W HC 4 Box 273 Bee, VA 24217-9603	0.0007 x \$5.00 \$0.00

<u>TRACT</u>	<u>LESSOR</u>	<u>CASH CONSIDERATION</u>
8	Wrenda Joetta Barton P.O. Box 444 Davenport, VA 24239	0.0007 x \$5.00 \$0.00
	Juanita Mullins Box 760 Erwin, TN 37650-2119	0.0008 x \$5.00 \$0.00
	Daisy Buchanan Tiller 1705 Blountville Blvd. Apt. E-10 Blountville, TN 37617	0.0004 x \$5.00 \$0.00
	Donna Tiller Sizemore & Roger Sizemore, W/H 24107 Watauga Rd. Abingdon, VA 24211	0.0004 x \$5.00 \$0.00
	Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	0.0003 x \$5.00 \$0.00

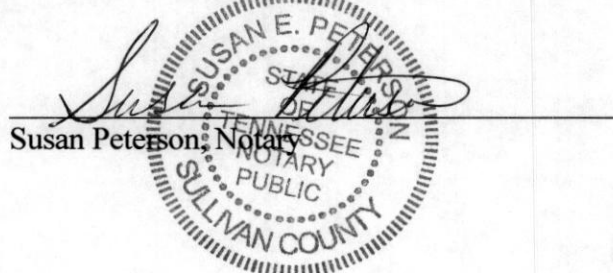
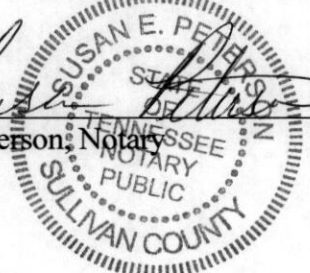
That pursuant to the provision of 4VAC 25-160.70C annexed hereto and incorporated herein is a proposed supplemental order to be entered to complete the record regarding elections; that said annexed supplemental order sets forth that the services of the Escrow Agent are required in this matter pursuant to the terms of §§ 45.1-361.21.D.

Dated at Kingsport, Tennessee, this 4th day of February 2009.


Affiant

*County of Sullivan
State of Tennessee*

Taken, subscribed and sworn to before me by James E. Kaiser, the Agent of Equitable Production Company, a corporation, on behalf of the corporation, this 4th day of February 2009.


Susan Peterson, Notary


My commission expires: October 24, 2012.

EXHIBIT "B"
VC-536589
VGOB 07/05/15-1935
 REVISED 05/11/07

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTEREST</u>	
Gas Estate Only						
1 TAX ID 22268	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-173	33.250000%	19.5400	0.04156250	RI
	Equitable Production				0.29093750	WI
Tract 1 Totals			33.250000%	19.5400	0.33250000	
2 TAX I.D. # 7890	Charlton Tiller 250 Melrose St. Abingdon, VA 24210	Leased 245255L	8.980000%	5.2800	0.01122500	RI
	Equitable Production				0.07857500	WI
Tract 2 Totals			8.980000%	5.2800	0.08980000	
3 TAX ID 20836	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-253	10.010000%	5.8800	0.01251250	RI
	Equitable Production				0.08758750	WI
Tract 3 Totals			10.010000%	5.8800	0.10010000	
4 TAX I.D. # 20972	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-174	26.652222%	15.6686	0.03331528	RI
TAX I.D. # 3150	Angela Barton Hastings 2234 Boston Ave. New Boston, TX 75570	Leased 243087.02	0.588704%	0.3461	0.00073588	RI
	Jerry Chester Barton & Judy Barton, H/W 415 Woodland Dr. Nitro, WV 25143	Leased 243087.03	0.481667%	0.2832	0.00060208	RI
	Michael Wayne Barton & Karen F. Barton 4689 Plank Road Dillwyn, VA 23936	Unleased	0.294352%	0.1730	0.00036794	RI
	Kevin Dale Barton & Faye G. Barton 3575 Huguenot Trail Powhatan, VA 23139	Unleased	0.294352%	0.1730	0.00036794	RI
	Lowell C. Barton Unknown/Unlocatable	Unleased	0.588704%	0.3461	0.00073588	RI
	Equitable Production				0.25287500	WI
Tract 4 Totals			28.900000%	16.9900	0.28900000	

5
TAX I.D. # 3460

J.B. Tiller Heirs:

Neil C. Tiller & Martha R. Tiller, H/W 177 Meadow Lark LN Lebanon, VA 24266	Leased 245755.01	0.334000%	0.1960	0.00041750	RI
Travis B. Tiller P.O. Box 59 Coeburn, VA 24230	Leased 245755.02	0.334000%	0.1960	0.00041750	RI
Daisy Tiller, widow 1705 Blountville Blvd. Apple Villa Apt. E-10 Blountville, TN 37645	Leased 245755.03	0.334000%	0.1960	0.00041750	RI
Karen T. Taylor & Don E. Taylor, W/H 653 Redwood St. Mt. Carmel, TN 37645	Leased 245755.04	0.334000%	0.1960	0.00041750	RI

Heirs of Nadine Presley:

Virgil Jack Presley & Kathleen Presley HC 4 Box 93 Davenport, VA 24239	Leased	0.083500%	0.0490	0.00010438	RI
Julia Jacquelyn Presley HC 4 Box 93 Davenport, VA 24239	Leased	0.083500%	0.0490	0.00010438	RI
Virgie Dean Presley 1387 Hartwig Drive Troy, MI 48085	Leased	0.083500%	0.0490	0.00010438	RI
Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	Unleased	0.083500%	0.0490	0.00010438	RI

Equitable Production				0.01461250	WI
Tract 5 Totals		1.670000%	0.9800	0.01670000	

6 TAX I.D. # N/A	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 241640/T2-263	10.770000%	6.3300	0.01346250	RI
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Equitable Production				0.09423750	WI
Tract 6 Totals		10.770000%	6.3300	0.10770000	

7
TAX I.D. # 3154

Eivens Tiller Heirs:

Charlton Tiller 250 Melrose St. Abingdon, VA 24210	Leased 906911	1.058333%	0.6217	0.00132292	RI
Chad Barton & Patsy Barton, H/W P.O. Box T Haysi, VA 24256	Unleased	0.211667%	0.1243	0.00026458	RI
Peggy Barton P.O. Box 175 Bee, VA 24217	Unleased	0.105833%	0.0622	0.00013229	RI
Steve R. Barton P.O. Box 234 Haysi, VA 24256	Unleased	0.021167%	0.0124	0.00002646	RI
Chandra Cheryl Bostic & Kenny Bostic, W/H HC 4 Box 278 Bee, VA 24217	Unleased	0.021167%	0.0124	0.00002646	RI

Ricky Lane Barton & Pam Agnus Barton. H/W Box 242 Mack's Hollow Haysi, VA 24256	Unleased	0.021167%	0.0124	0.00002646	RI
Lance M. Barton P.O. Box 175 Bee, VA 24217	Unleased	0.021167%	0.0124	0.00002646	RI
Terry Lorenzen Barton & Barbara Gayle Barton, H/W P.O. Box 499 Haysi, VA 24256	Unleased	0.021167%	0.0124	0.00002646	RI
Louise B. Compton & James I. Compton, W/H 118 Graham Robinson Rd. Max Meadows, VA 24360	Unleased	0.211667%	0.1243	0.00026458	RI
Pamela Barton 7544 Finney Rd. Honaker, VA 24260	Leased 906911	0.211667%	0.1243	0.00026458	RI
Mickey W. Barton & Becky Barton, H/W HC 4 Box 273 Bee, VA 24217-9603	Unleased	0.105833%	0.0622	0.00013229	RI
Wrenda Joetta Barton P.O. Box 444 Davenport, VA 24239	Unleased	0.105833%	0.0622	0.00013229	RI
Graham Kennedy Tiller & Betty Tiller, H/W 4601 Riderwood Way Chester, VA 23831	Leased 906911	1.058333%	0.6217	0.00132292	RI
Don Ashworth & Cindy Ashworth, H/W 852 Vandalia Rd. Morgantown, WV 26501	Leased	0.529167%	0.3108	0.00066146	RI
Halbert Ashworth & Peggy Ashworth, H/W 23 Rose Hill Drive Bluffton, SC 29910	Leased 906911	0.529167%	0.3108	0.00066146	RI
Lena Mullins 800 Regency Drive Johnson City, TN 37604	Leased 906911	0.132292%	0.0777	0.00016536	RI
Catherine Mullins 4505 Woodbury Drive Raleigh, NC 27612	Leased 906911	0.132292%	0.0777	0.00016536	RI
Juanita Mullins Box 760 Erwin, TN 37650-2119	Unleased	0.132292%	0.0777	0.00016536	RI

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Kelver Mullins & Mattie Mullins, H/W 904 Millercrest Dr. Johnson City, TN 37604-4315	Leased 906911	0.132292%	0.0777	0.00016536	RI
Bert Clifford Mullins & Marjorie Mullins, H/W 26182 Beech Hideaway Abingdon, VA 24211	Leased 906911	0.132292%	0.0777	0.00016536	RI
Geraldine Counts & Lee Counts, W/H 204 Heather Drive Jonesborough, TN 37659	Leased 906911	0.132292%	0.0777	0.00016536	RI
Anna Lee Stacker & Joe Stacker, W/H 1109 Haverhill Drive Brentwood, TN 37027	Leased 906911	0.132292%	0.0777	0.00016536	RI
Gail Aveline Bristow & Bill Bristow, W/H 7324 Lawford Rd. Knoxville, TN 37919-8175	Leased 906911	0.132292%	0.0777	0.00016536	RI
Travis B. Tiller Box 59 Coeburn, VA 24230	Leased 906911	0.211667%	0.1243	0.00026458	RI
Karen T. Taylor & Don E. Taylor, W/H 653 Redwood St. Mount Carmel, TN 37645	Leased 906911	0.211667%	0.1243	0.00026458	RI
Neil C. Tiller & Martha R. Tiller, H/W 177 Meadow Lark Lane Lebanon, VA 24266	Leased 906911	0.211667%	0.1243	0.00026458	RI
Daisy Buchanan Tiller 1705 Blountville Blvd. Apt. E-10 Blountville, TN 37617	Unleased	0.070556%	0.0414	0.00008819	RI
Donna Tiller Sizemore & Roger Sizemore, W/H 24107 Watauga Rd. Abingdon, VA 24211	Unleased	0.070556%	0.0414	0.00008819	RI
Michael Tiller 10033 Buffalo Grove Road Fort Worth, TX 76108	Leased 906911	0.070556%	0.0414	0.00008819	RI
Virgil Jack Presley and Kathleen Presley HC 4 Box 93 Davenport, VA 24239	Leased 906911	0.052917%	0.0311	0.00006615	RI
Donnie Lee Presley HC 4 Box 93 Davenport, VA 24239	Unleased	0.052917%	0.0311	0.00006615	RI
Julia Jacquelyn Presley HC 4 Box 93 Davenport, VA 24239	Leased 906911	0.052917%	0.0311	0.00006615	RI
Virgie Dean Presley 1387 Hartwig Dr. Troy, MI 48085	Leased 906911	0.052917%	0.0311	0.00006615	RI

Equitable Production

Tract 7 Totals

6.350000%

3.7300

0.05556250 WI

0.06350000